

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F046263      People v. Campos**

The conviction in count 1 is reversed. The convictions in counts 2 through 5 and the true finding on the count 2 special allegation are each affirmed. The sentence in its entirety is vacated. The matter is remanded to the trial court for such further proceedings as may be appropriate, including in any case, resentencing. Harris, Acting P.J.

We concur: Levy, J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F046269      People v. Wilson, Jr.**

The judgment is affirmed. Harris, J.

We concur: Ardaiz, P.J.; Dibiaso, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F046070      People v. Richard**

The judgment is affirmed. Harris, J.

We concur: Ardaiz, P.J.; Dibiaso, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F048982      Martinez v. Gong**

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 8(a)(1), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F047450      In re Jairo B., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F047450      In re Jairo B., a Minor**

The commitment order imposing a 13-year two-month maximum period of confinement at the CYA is reversed and the cause is remanded to the juvenile court for the possible exercise of its discretion to impose a shorter term based on the facts and circumstances that brought appellant before the juvenile court. In all other respects the order is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F045583      People v. Allen**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

**F047549      In re Kathie D. et al., Minors**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

**F046982      People v. Albright**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F046982      People v. Albright**

The judgment is modified to strike the conditions of probation requiring Albright to pay the \$250 probation report fee and the \$21 per month probation supervision fee. The trial court is directed to correct its paperwork accordingly. If the court orders Albright to pay these fees, but not as a condition of probation, it shall first determine whether Albright has the ability to pay them. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F046931      People v. Gonzalez**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F046931      People v. Gonzalez**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F048556      People v. Ochoa**

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.